

Royal F. Oakes (080480), roakes@bargerwolen.com
 Michael A. S. Newman (205299), mnewman@bargerwolen.com
 James C. Castle (235551), jcastle@bargerwolen.com
 BARGER & WOLEN LLP
 633 West Fifth Street, 47th Floor
 Los Angeles, California 90071
 Telephone: (213) 680-2800
 Facsimile: (213) 614-7399

Attorneys for Defendants
 Metropolitan Life Insurance Company and
 Metropolitan Insurance and Annuity Company

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

MARAT UDLER, individually and as
 Administrator of the ESTATE OF RITA
 AVRUTIN UDLER,

Plaintiff,

vs.

METROPOLITAN LIFE INSURANCE
 COMPANY, a corporation;
 METROPOLITAN INSURANCE AND
 ANNUITY COMPANY, a corporation; and
 DOES 1 through 50,

Defendants.

CASE NO.: CV 08 5047 JCS
 ORDER

JOINT STIPULATION OF COUNSEL TO
 EXTEND TIME FOR DEFENDANT
 METROPOLITAN LIFE INSURANCE
 COMPANY AND METROPOLITAN
 INSURANCE AND ANNUITY COMPANY
 TO FILE RESPONSIVE PLEADINGS BY
 FIFTEEN DAYS

[Local Rule 7-12]

Complaint Filed: September 11, 2008

i:\office7\7197\245\08\pleadings\12 stipulation to extend time to file responsive pleadingsv2.doc

Pursuant to Rule 7-12 of the Local Rules of Practice for the United States District Court for the Northern District of California ("Local Rules"), Plaintiff Marat Udler, Individually and as Administrator of the Estate of Rita Avrutin Udler ("Plaintiff") and Defendants Metropolitan Life Insurance Company ("MetLife") and Metropolitan Insurance and Annuity Company ("MIAC") (collectively "Defendants"), by and through their respective counsel, hereby stipulate to extend the time within which Defendants may answer or otherwise respond to the initial Complaint filed in San Francisco County Superior Court on September 11, 2008, served upon Defendants on October 6, 2008, and removed to this Court on November 5, 2008 based upon diversity of citizenship jurisdiction.

Specifically, Defendants shall have an additional fifteen (15) days from the response date in which to answer or otherwise respond, which at present is due on November 13, 2008 (five court days after removal), such that a pleading filed on or before November 28, 2008 shall be deemed timely. Good cause exists for this extension because Defendants have only recently retained counsel, and additional time is needed to gather all relevant documents and all matters previously reviewed and considered in connection with Plaintiff's claims, to formulate its interim litigation strategy and to prepare its responsive pleadings.

Pursuant to Local Rule 7-12, this stipulation need not be approved by the judge.

DATED: November 12, 2008

BARGER & WOLEN LLP

By: 

ROYAL F. OAKES

MICHAEL A. S. NEWMAN

JAMES C. CASTLE

Attorneys for Defendants

Metropolitan Life Insurance Company and
Metropolitan Insurance and Annuity
Company

1 DATED: November 12, 2008

GUY KORNBLUM & ASSOCIATES

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3 By: *Jill Whitby*

4 ~~GUY O. KORNBLUM~~

JILL A. WHITBY

Attorneys for Plaintiff

Marat Udler, Individually and as

Administrator of the Estate of Rita

Avrutin Udler

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10 "Dated: 11/13/08

